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Applicant: Surolia, N.

Examiner: Weddington, K.

Serial Number: 09/763,499

Art Unit: 1614

Filing Date: February 23, 2001

Attorney Docket: 2003710-0001
(IN99/00026)

Title: USE OF HYDROXYDIPHENYL ETHER CLASS OF CHEMICALS,
AS EXEMPLIFIED BY TRICLOSAN, AS AN ANTIMALARIAL
AND IDENTIFICATION OF FATTY ACID SYNTHESIS AS ITS
TARGET

Commissioner for Patents
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Brenda Saccomani

Sir:

OFFICE ACTION RESPONSE UNDER 37 C.F.R. § 1.111

This Response to Office Action is filed in response to the Office Action mailed August 22, 2003, rejecting claims 7-16, 19 and 20 of the above-referenced patent application. The cited references are U.S. Patent No. 2,250,480, to Gump, and U.S. Patent No. 3,506,720, to Model *et al.* The following amendments and remarks remove all grounds for rejection of the application, thereby placing it in condition for allowance. It is noted that since February 22, 2004, was a Sunday, the instant response is timely filed.

Applicant notes that a Preliminary Amendment was filed on May 22, 2003, together with the Response to Restriction Requirement filed on the same date. However, it appears that the Preliminary Amendment was not entered, since the rejections in the Office Action mailed August 22, 2003, refer to the claims as they appeared prior to the Preliminary Amendment. Applicant respectfully requests entry of the Preliminary Amendment dated May 22, 2003, a copy of which is enclosed herein. A copy of the Transmittal Letter that was submitted with the Preliminary Amendment and Response to Restriction Requirement on May 22, 2003, is also enclosed. It is noted that the Preliminary Amendment was submitted prior to the date when compliance with 37 C.F.R. § 1.121 became mandatory (i.e., July 30, 2003). Applicant therefore submits that the Amendment was fully compliant with the requirements at the time it was filed. The present

Amendments and Remarks are directed to the claims as they will appear after entry of the Preliminary Amendment.

Amendments to the Claims are reflected in the listing of claims that begins on p. 3 of this paper. As indicated there, please amend claims 7-13, 15, 19, and 20. Please cancel claim 14 and please add new claims 36 – 50. No new matter is added by the amendments.

Remarks begin on p. 11 of this paper.